

HOUSE STANDING COMMITTEE ON NATURAL RESOURCES, GREAT LAKES, LAND USE, AND ENVIRONMENT

Wednesday, December 6, 2006

9:00 a.m.

Room 307 House Office Building

Representative Palsrok, Chair, called the meeting to order.

MEMBERS PRESENT: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan.

Representative LaJoy moved to excuse absent members.

Representative Kathleen Law supported the motion.

There being no objection, the motion prevailed by unanimous consent.

MEMBERS ABSENT/EXCUSED: Representatives Ward and Bennett.

Representative Pearce moved to approve the minutes of the November 30, 2006 meeting.

Representative Miller supported the motion.

There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 5163 and HJR O before the committee.

HB 5163 Hansen Environmental protection; recycling; 1 cent recycling fee on sales transactions; impose and earmark for recycling and waste diversion programs.

HJR O Hansen Taxation; other; recycling fee; create.

Representative Hansen testified in support of HB 5163 and HJR O.*

Bill Rustem, representing Public Sector Consultants, testified in support of HB 5163 and HJR O.*

Mary Dechow, representing the Michigan Recycling Partnership, testified in support of HB 5163 and HJR O.

Carol Linteau, representing the Michigan Department of Environmental Quality, testified and expressed concerns with HB 5163 and HJR O.

Donna Stine, representing the Michigan United Conservation Clubs, testified in support of HB 5163.

James Clift, representing the Michigan Environmental Council, testified in support of HB 5163 and HJR O.

Mike Csapo, representing the Resource Recovery and Recycling Authority of Southwest Oakland County, testified in support of HB 5163.*

Eric Rule, representing the Michigan Retailers Association, testified in opposition to HB 5163.

Tom Frazier, representing the Michigan Townships Association, submitted a card indicating no position at this time, but did not wish to speak.

The following people submitted cards in support of HB 5163 and HJR O, but did not wish to speak:

Bill Lobenhrz, representing the Michigan Soft Drink Association,
Adrian Cazal, representing the Michigan Waste Industries Association,
Tony DeLuca, representing the Associated Food and Petroleum Dealers,
Doug Roberts, representing the Michigan Chamber of Commerce,
Mike Lashbrook, representing the Michigan Beer and Wine Wholesalers,
Lee Scott, representing Coca-Cola,
Jared Rodriguez, representing the Grand Rapids Chamber of Commerce,
Bonnie Bochniak, representing the Michigan Food and Beverage Association,
Polly Reber, representing Michigan Distributors and Vendors,
Scott Breslin, representing Meijer Inc.,
Linda Gobler, representing the Michigan Grocers Association.

No further action was taken on HB 5163 and HJR O.

The Chair laid SB 1481 before the committee.

SB 1481 Birkholz Natural resources; inland lakes; maintenance, repair, or restoration of certain pipeline projects; authorize general permits.

Bob Wilson, representing Senator Birkholz's Office, testified in support of SB 1481.

Frank Mortl, representing the Michigan Oil and Gas Association, testified in support of SB 1481.

The following people submitted cards in support of SB 1418, but did not wish to speak:

Mark Stadt, representing DTE Energy,
Carol Linteau, representing the Michigan Department of Environmental Quality,
Cathy Wilson, representing Consumers Energy.

Representative Kathleen Law moved to report out SB 1481 with recommendation.

Representative Elsenheimer supported the motion.

The motion prevailed by a vote of 13-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan.

Nays: None,

Pass: None.

SB 1481 reported out with recommendation.

The Chair laid SB 123, SB 124 and SB 186 before the committee.

SB 123	Brater	Environmental protection; prohibited products; sale or use of blood pressure recording devices that contain mercury; prohibit.
SB 124	Birkholz	Environmental protection; prohibited products; sale of thermostat devices containing mercury; prohibit.
SB 186	Jelinek	Environmental protection; prohibited products; manufacturer or wholesaler that supplies a mercury-added product to be sold in Michigan; require to notify director of department of environmental quality.

Bob Wilson, representing Senator Birkholz's Office, testified in support of SB 124.

The following people submitted cards in support of SB 123, SB 124 and SB 186, but did not wish to speak:

Kate Madigan, representing the Michigan Environmental Council,
Carol Linteau, representing the Michigan Department of Environmental Quality,
Erin McDonough, representing the Michigan United Conservation Clubs,
Mike Johnston, representing the Michigan Manufacturers Association.

Representative Palmer offered the following amendments to SB 123:

1. Amend page 1, line 7, after “(2)” by inserting “**EXCEPT AS PROVIDED IN SUBSECTION 3,**”.

2. Amend page 2, following line 1, by inserting “**(3) SUBSECTION 2 DOES NOT APPLY TO A BLOOD PRESSURE RECORDING, MEASURING, OR MONITORING DEVICE THAT CONTAINS MERCURY OR A MERCURY ADDED COMPOUND IF ALL THE FOLLOWING REQUIREMENTS ARE MET:**

- (A) **THE BLOOD PRESSURE RECORDING, MEASURING, OR MONITORING DEVICE WAS PURCHASED PRIOR TO THE DATE OF ENACTMENT OF THIS LEGISLATION, AND**

- (B) **THE BLOOD PRESSURE RECORDING, MEASURING, OR MONITORING DEVICE IS USED EXCLUSIVELY IN A PRIVATE RESIDENCE.”.**

Representative Palmer moved to adopt the amendments to SB 123.

Representative Meyer supported the motion.

The motion prevailed by a vote of 13-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

Representative Gillard moved to report out SB 123 as substitute (H-1) with recommendation.

Representative LaJoy supported the motion.

The motion prevailed by a vote of 13-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 123 (H-1) reported out with recommendation.

Representative Gillard moved to report out SB 124 with recommendation.

Representative Moore supported the motion.

The motion prevailed by a vote of 13-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 124 reported out with recommendation.

Representative Gillard moved to report out SB 186 with recommendation.

Representative Palmer supported the motion.

The motion prevailed by a vote of 13-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 186 reported out with recommendation.

The committee went at ease at 10:35 a.m.

The committee reconvened at 10:45 a.m.

The Chair laid HB 6474, HB 6475, HB 6476, HB 6477, SB 1418, SB 1419, SB 1420, SB 1421, SB 1422, SB 1423 and SB 1424 before the committee.

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| HB 6474 Pavlov | Environmental protection; solid waste; scrap tire program; require registration of portable tire shredders and expand categories of delivery destinations reportable on manifest. |
| HB 6475 Gillard | Environmental protection; solid waste; scrap tire program; provide for lien on certain cleanup sites. |
| HB 6476 Palsrok | Environmental protection; solid waste; scrap tire program; require maintenance of records by retreaders. |
| HB 6477 Miller | Environmental protection; solid waste; scrap tire program; confer inspection authority. |

SB 1418	Basham	Environmental protection; solid waste; scrap tire program; revise definitions.
SB 1419	Brater	Environmental protection; solid waste; scrap tire program; allow scrap tires to be delivered to or hauled by additional categories of persons.
SB 1420	Schauer	Environmental protection; solid waste; scrap tire program; revise storage requirements and exempt commodity storage from bond requirement.
SB 1421	Jelinek	Environmental protection; solid waste; scrap tire program; revise requirements for scrap tire processors to be exempt from bonding.
SB 1422	Birkholz	Environmental protection; solid waste; scrap tire program; expand activities eligible for grants.
SB 1423	McManus	Environmental protection; solid waste; scrap tire program; require report and establish advisory committee.
SB 1424	McManus	Vehicles; registration; funding for scrap tire regulatory fund; extend sunset.

The following people submitted cards in support of SB 1418, SB 1419, SB 1420, SB 1421, SB 1422, SB 1423 and SB 1424, but did not wish to speak:

Trevor Vandyke, representing Senator McManus' Office,
Carol Linteau, representing the Michigan Department of Environmental Quality,
Cathy Wilson, representing Consumers Energy,
Tom Frazier, representing the Michigan Townships Association,
Alan Hoffman, representing Hoffman Rubbish.

Representative LaJoy moved to report out HB 6474 with recommendation.

Representative Miller supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, LaJoy, Elsenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

HB 6474 reported out with recommendation.

Representative Pearce moved to report out HB 6475 with recommendation.

Representative Miller supported the motion.

The motion prevailed by a vote of 13-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Eisenheimer, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

HB 6475 reported out with recommendation.

Chair Palsrok offered the following amendment to HB 6476:

1. Amend page 2, line 7, after “department” by striking out “**OR A PEACE OFFICER**”.

Representative Meyer moved to adopt the amendment to HB 6476.

Representative Miller supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

Representative Meyer moved to report out HB 6476 as substitute (H-1) with recommendation.

Representative Miller supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

HB 6476 (H-1) reported out with recommendation.

Chair Palsrok offered the following amendments to HB 6477:

1. Amend page 1, line 1 after “**DEPARTMENT**” by striking out “**OR A PEACE OFFICE**”.
2. Amend page 1, line 6, after “**PART.**” by inserting “**AN INVESTIGATION OF INSPECTION AND THE MICHIGAN CONSTITUTION OF 1963.**”.

Representative Meyer moved to adopt the amendments to HB 6477.

Representative Miller supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

Representative Byrnes moved to report out HB 6477 as substitute (H-1) with recommendation.

Representative Pearce supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

HB 6477 (H-1) reported out with recommendation.

Representative Miller moved to report out SB 1418 with recommendation.

Representative Moore supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 1418 reported out with recommendation.

Representative Pearce moved to report out SB 1419 with recommendation.

Representative Kathleen Law supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 1419 reported out with recommendation.

Representative Miller moved to report out SB 1420 with recommendation.

Representative Palmer supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 1420 reported out with recommendation.

Representative LaJoy moved to report out SB 1421 with recommendation.

Representative Miller supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard,

Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 1421 reported out with recommendation.

Representative Miller moved to report out SB 1422 with recommendation.

Representative Moore supported the motion.

The motion prevailed by a vote of 12-0-0.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Meyer, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: None.

SB 1422 reported out with recommendation.

Representative LaJoy moved to report out SB 1423 with recommendation.

Representative Donigan supported the motion.

The motion prevailed by a vote of 11-0-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: Representative Meyer.

SB 1423 reported out with recommendation.

Representative Miller moved to report out SB 1424 with recommendation.

Representative Pearce supported the motion.

The motion prevailed by a vote of 11-0-1.

FAVORABLE ROLL CALL:

Yeas: Representatives Palsrok, Pavlov, Palmer, LaJoy, Moore, Pearce, Gillard, Miller, Byrnes, Kathleen Law and Donigan,

Nays: None,

Pass: Representative Meyer.

SB 1424 reported out with recommendation.

With no further business to come before the committee, the Chair adjourned the meeting, the time being 11:10 a.m.

Representative Palsrok, Chair

Date Approved and Signed

* indicates written material submitted.

Ben Cook
Committee Clerk
December 6, 2006
2 hours 10 minutes

Proposed